IN THE DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

William F. Maguire,

Civil Action No.: 09-908

Plaintiff,

Judge Gary L. Lancaster

v.

STIPULATION OF DISMISSAL WITH PREJUDICE

Medtronic, Inc.,

Defendant.

IT IS HEREBY STIPULATED AND AGREED, by and between the parties to this matter, through their undersigned respective counsel, that this action shall be dismissed with prejudice and on the merits, each side to bear its or his own attorneys' fees, costs and disbursements.

Dated: 6/28 ,2011

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SO ORDERED, this day of July, 2011.

Hon. Gary L. Lancaster,

Chief U.S. District Judge